

NEW BUSINESS
REFERRAL.

10-8-19.

**PUBLIC HEALTH
AND SAFETY
STANDING
COMMITTEE**

**OFFICE OF CONTRACTING
AND PROCUREMENT**

October 4, 2019

HONORABLE CITY COUNCIL:

The Purchasing Division of the Finance Department recommends a Contract with the following firm(s) or person(s):

2555944 100% City Funding – To Provide a Lease Agreement for a Property Located at 14655 Dexter, Detroit, MI 48238, for the Police Department. Lease Term from Original Date of December 31, 2018 to an Extended Date through December 31, 2019. – Contractor: Bishop Real Estate, LLC – Location: 30078 Schoenherr Suite 150, Warren, MI, 48088 – Contract Period: Upon City Council Approval through December 31, 2019, and then Month To Month Thereafter – Contract Amount: \$393,300.00.
POLICE

Respectfully submitted,

Boysie Jackson, Chief Procurement Officer
Office of Contracting and Procurement

BY COUNCIL MEMBER BENSON

RESOLVED, that Contract No. 2555944 referred to in the foregoing communication dated October 1, 2019, be hereby and is approved.



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, FOURTH FLOOR
DETROIT, MICHIGAN 48226
(313) 224-2733 • TTY: 711
WWW.DETROITMI.GOV

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Date: September 19, 2019

HONORABLE CITY COUNCIL

RE: **RECOMMENDATION FOR DEFERRAL**
ADDRESS: 5734 Devonshire
NAME: Energia Conosur LLC
Demolition Ordered: November 7, 2017

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on September 17, 2019 **revealed** that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.
2. BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.
3. The building shall have all imminently hazardous conditions immediately corrected, be maintained, and securely barricaded until rehabilitation is complete. Rehabilitation work is to be completed within six (6) months, at which time the owner will obtain one of the following from this department:
 - Certificate of Acceptance related to building permits
 - Certificate of Approval as a result of a Housing Inspection
 - Certificate of Compliance, required for all rental properties
4. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).
5. The yards shall be maintained clear of overgrown vegetation, weeds, junk and debris at all times.
6. Prior to seeking a permit extension, the owner must contact BSEED and request to extend the deferral period.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: Energia Conosur LLC, 3800 Inverrary Blvd., Suite 100-F, Lauderhill, FL 33319

CITY CLERK 2019 OCT 4 PM3:36



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

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Date: September 26, 2019

HONORABLE CITY COUNCIL

RE: **RECOMMENDATION FOR DEFERRAL**

ADDRESS: 14843 Bentler

NAME: Kismet M. Arnold

Demolition Ordered: April 30, 2018

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on, September 20, 2019 that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.
2. BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.
3. The building shall have all imminently hazardous conditions immediately corrected, be maintained, and securely barricaded until rehabilitation is complete. Rehabilitation work is to be completed within six (6) months, at which time the owner will obtain one of the following from this department:
 - Certificate of Acceptance related to building permits
 - Certificate of Approval as a result of a Housing Inspection
 - Certificate of Compliance, required for all rental properties
4. The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).
5. The yards shall be maintained clear of overgrown vegetation, weeds, junk and debris at all times.
6. Prior to seeking a permit extension, the owner must contact BSEED and request to extend the deferral period.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: Kismet M. Arnold, 14843 Bentler, Detroit, MI 48223
Kismet M. Arnold, 17624 Patton, Detroit, MI 48219

CITY CLERK 2019 OCT 4 PM3:36



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

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Date: September 27, 2019

HONORABLE CITY COUNCIL

RE: **RECOMMENDATION FOR DEFERRAL**

ADDRESS: 11400 Abington

NAME: Aneesah R. Simms & Abdul A. Muhammad

Demolition Ordered: February 18, 2019

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on, September 23, 2019 that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. **A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.**
2. **BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.**
3. **The building shall have all imminently hazardous conditions immediately corrected, be maintained, and securely barricaded until rehabilitation is complete. Rehabilitation work is to be completed within six (6) months, at which time the owner will obtain one of the following from this department:**
 - **Certificate of Acceptance related to building permits**
 - **Certificate of Approval as a result of a Housing Inspection**
 - **Certificate of Compliance, required for all rental properties**
4. **The owner shall not occupy or allow occupancy of the structure without a certificate (as outlined above).**
5. **The yards shall be maintained clear of overgrown vegetation, weeds, junk and debris at all times.**
6. **Prior to seeking a permit extension, the owner must contact BSEED and request to extend the deferral period.**

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: Aneesah R. Simms, 2341 Pebble Rock West, Decatur, GA 30025
Abdul A. Muhammad, 2341 Pebble Rock West, Decatur, GA 30025

CITY CLERK 2019 OCT 4 PM3:37



CITY OF DETROIT
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Date: September 27, 2019

HONORABLE CITY COUNCIL

RE: **RECOMMENDATION FOR DEFERRAL**

ADDRESS: 9375 Birwood

NAME: Martin Construction and Management. LLC

Demolition Ordered: June 29, 2019

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on, September 4, 2019 that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.
2. BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.
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5. The yards shall be maintained clear of overgrown vegetation, weeds, junk and debris at all times.
6. Prior to seeking a permit extension, the owner must contact BSEED and request to extend the deferral period.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: Martin Construction & Management LLC, 18981 Woodingham, Detroit, MI 48221
CITY CLERK 2019 OCT 4 PM 3:27
APPN: Mark Martin



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

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(313) 224-2733 • TTY:711
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Date: September 27, 2019

HONORABLE CITY COUNCIL

RE: RECOMMENDATION FOR DEFERRAL

ADDRESS: 7530 Chalfonte

NAME: Aaron Childress

Demolition Ordered: March 5, 2014

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on, September 25, 2019 that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.
2. BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.
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5. The yards shall be maintained clear of overgrown vegetation, weeds, junk and debris at all times.
6. Prior to seeking a permit extension, the owner must contact BSEED and request to extend the deferral period.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: Aaron Childress, 8172 Chalfonte, Detroit, MI 48238

CITY CLERK 2019 OCT 4 PM3:37



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

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Date: September 27, 2019

HONORABLE CITY COUNCIL

RE: **RECOMMENDATION FOR DEFERRAL**
ADDRESS: 521 E. Euclid
NAME: 521 McCoy, LLC
Demolition Ordered: 04/08/14

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on, September 25, 2019 that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.
2. BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.
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6. Prior to seeking a permit extension, the owner must contact BSEED and request to extend the deferral period.

We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: 521 McCoy LLC, 535 Griswold-STE 1420, Detroit, MI 48226

CITY CLERK 2019 OCT 4 PM3:37



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, FOURTH FLOOR
DETROIT, MICHIGAN 48226
(313) 224-2733 • TTY: 711
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Date: September 26, 2019

HONORABLE CITY COUNCIL

RE: **RECOMMENDATION FOR DEFERRAL**
ADDRESS: 18321 Pembroke
NAME: Pioneer EJ, LLC
Demolition Ordered: October 1, 2018

In response to the request for a deferral of the demolition order on the property noted above, the Buildings, Safety Engineering and Environmental Department (BSEED) submits the following information:

A special inspection conducted on, February 20, 2019 that the building is secured and appears to be sound and repairable. The owner has paid all taxes and is current. The proposed use of the property is owner's use and occupancy. **This is the 1st deferral request for this property.**

Therefore, we respectfully recommended that the demolition order be deferred for a period of six months subject to the following conditions:

1. A permit for rehabilitation work shall be applied for within ten (10) business days from the date of the City Council decision.
2. BSEED will schedule a Progress Inspection within forty-five (45) calendar days from the date of the rehabilitation permit to determine whether substantial progress has been made. Thereafter, the owner must submit to BSEED detailed inspection reports, with photos showing evidence of the work completed, every forty-five (45) calendar days, for the duration of the rehabilitation work, to demonstrate that substantial progress has been made during the approved time frame for rehabilitation.
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We recommend that utility disconnect actions cease to allow the progress of the rehabilitation.

At the end of the deferral period, the owner must contact this department to arrange an inspection to evidence that conditions of the deferral have been satisfied and that there has been substantial progress toward rehabilitation. If the building becomes open to trespass or if conditions of the deferral are not followed, the deferral may be rescinded by the City Council at any time and we may proceed with demolition without further notice. In addition, pursuant to the Property Maintenance Code we will issue a Blight Violation Notice.

Any request exceeding three (3) deferrals must be made by petition to City Council through the office of the City Clerk.

Respectfully submitted,

David Bell
Director

DB:bkd



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

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September 26, 2019

HONORABLE CITY COUNCIL

RE: 14540 Stout

In response to the request for a deferral of the demolition order on the property noted above, we submit the following information:

A special inspection conducted on **September 5, 2019** revealed that the property did not meet the requirements of the application to defer. The property continues to be open to trespass and not maintained.

Therefore, we respectfully recommend that the request for a deferral be denied. We will proceed to have building demolished as originally ordered with the cost of demolition assessed against the property.

Respectfully submitted,

David Bell
Director

DB:bkd

cc: Georgia Sanford, 14540 Stout, Detroit, MI 48223
Georgia Sanford, 19334 Westbrook, Detroit, MI 48219



CITY OF DETROIT
BUILDINGS, SAFETY ENGINEERING AND ENVIRONMENTAL DEPARTMENT

COLEMAN A. YOUNG MUNICIPAL CENTER
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DETROIT, MICHIGAN 48226
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September 24, 2019

HONORABLE CITY COUNCIL:

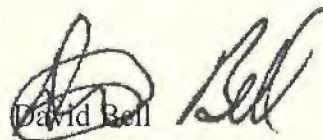
Re: RECOMMENDATION FOR RESCISSION
ADDRESS: 16883 Monica
Case Number: DNG2016-04845
Date Ordered Demolished: October 1, 2018
Deferral Date: January 30, 2019

The building at the location listed above was ordered demolished by your Honorable Body on the date indicated above and the order was deferred under the conditions of the Ordinance.

A recent inspection on September 23, 2019 has revealed that the building is open to trespass and/or required progress has not been made, contrary to the conditions of the deferral.

Therefore, we respectfully recommend that the deferral be rescinded and the demolition proceed as originally ordered, with the cost of demolition assessed against the property.

Respectfully submitted,


David Bell
Director

DB:AE/sc

cc: Attn: Brandon Perry, FDR Investments, LLC, 2000 Town Center – 15th,
Southfield, MI 48075



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September 24, 2019

HONORABLE CITY COUNCIL:

Re: RECOMMENDATION FOR RESCISSION
ADDRESS: 19425 Houghton
Case Number: DNG2012-02975
Date Ordered Demolished: May 1, 2017
Deferral Date: February 8, 2019

The building at the location listed above was ordered demolished by your Honorable Body on the date indicated above and the order was deferred under the conditions of the Ordinance.

A recent inspection on August 13, 2019 has revealed that the required progress has not been made, contrary to the conditions of the deferral.

Therefore, we respectfully recommend that the deferral be rescinded and the demolition proceed as originally ordered, with the cost of demolition assessed against the property.

Respectfully submitted,

David Bell
Director

DB:AE/sc

cc: Moonwater Maintenance and Landscaping Corp, 22215 Ivanhoe LN, Southfield,
MI 48034, Attn: Marlene Jackson



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
ADMINISTRATION DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVENUE, SUITE 611
DETROIT, MICHIGAN 48226
(313) 224-3901 • TTY: 711
(313) 224-1464
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September 20, 2019

Honorable City Council
Coleman A. Young Municipal Center
2 Woodward Avenue, Suite 1340
Detroit, Michigan 48226

Re: Traffic Control Devices – Installed and Discontinued

The Department of Public Works (DPW) is submitting a list of traffic control devices that were installed and discontinued during the period of August 16, 2019 – September 15, 2019 to your Honorable Body for approval.

Respectfully submitted,


Ron Brundidge, Director
Department of Public Works

CC: Stephanie Washington, Mayor's Office
Municipal Parking Department
Ashok Patel, DPW TED

2019 SEP 20 10 57 AM



BY COUNCIL MEMBER _____

RESOLVED, That the traffic regulations, as listed in Communications from the Department of Public Works dated **August 16, 2019 – September 15, 2019**, and the discontinuance of restrictions as listed therein, be and the same are hereby approved and confirmed and further, RESOLVED, That any regulation or restriction in conflict with the foregoing be and the same is hereby rescinded.

Provided, That the traffic regulations adopted pursuant to the Ordinance provisions of **Section 55-1-8, 55-1-9, and 55-1-11 of Chapter 55, Article 1, of the Code of Detroit** and properly indicated by signs, signals, markings, or other devices as authorized by the ordinance provisions, and further, Provided, the traffic regulations listed in the communication above referred to shall be kept on file by the City Clerk in his/her office for reference and for inspection.

**TRAFFIC CONTROL DEVICES
INSTALLED AND DISCONTINUED**

August 16, 2019 - September 15, 2019

<u>HANDICAPPED PARKING SIGNS</u>	<u>DATE INSTALLED</u>
Gartner SS in front of 8043 Gartner	08/20/2019
Lauder ES in front of 9958 Lauder	08/22/2019
Holbrook SS btw 229 & 261 E/O Brush	08/27/2019
Toledo SS in front of 4611 Toledo	08/28/2019
Ferdinand ES in front of 1572 Ferdinand	08/28/2019
Picadilly WS in front of 20189 Picadilly	08/29/2019
Greiner NS in front of 11341 Greiner	08/29/2019
Glynn Ct NS in front of 2042 Glynn	08/29/2019
Arcola SS in front of 7142 Arcola	08/29/2019
American WS in front of 7301 American	08/30/2019
Tracey WS in front of 19129 Tracey	08/30/2019
Rutland ES in front of 9924 Rutland	09/03/2019
Waterman ES in front of 1014 Waterman	09/09/2019
Mendota WS in front of 8303 Mendota	09/12/2019
Edsel WS in front of 2974 Edsel	09/12/2019
Caely NS in front of 3881 Caely	09/13/2019

<u>PARKING PROHIBITION SIGNS</u>	<u>DATE INSTALLED</u>
Asbury Park WS btw Tireman & 192 S/O Tireman	08/21/2019
"No Standing (Symbol)"	
Archdale WS btw Kendall & 260 S/O Kendall	08/21/2019
"No Parking Fire Route"	

<u>PARKING REGULATIONS SIGNS</u>	<u>DATE INSTALLED</u>
None	

TRAFFIC CONTROL SIGNS

**DATE
INSTALLED**

None

TURN CONTROL SIGNS

**DATE
INSTALLED**

None

STOP SIGNS

**DATE
INSTALLED**

Cameron to govern East & Westbound Marston
@ Cameron
"Stop"

09/05/2019

YIELD SIGNS

**DATE
INSTALLED**

None

ONE WAY SIGNS

**DATE
INSTALLED**

None

SPEED LIMIT SIGNS

**DATE
INSTALLED**

None

DISCONTINUED

<u>HANDICAPPED PARKING SIGNS</u>	<u>DATE DIS- CONTINUED</u>
Caely NS in front of 3941 Caely	08/27/2019
Toledo SS in front of 4635 Toledo	08/28/2019
Ferdinand ES in front of 1566 Ferdinand	08/28/2019
Annott ES in front of 17334 Annott	08/28/2019
American WS in front of 7295 American	08/30/2019
<u>PARKING PROHIBITION SIGNS</u>	<u>DATE DIS- CONTINUED</u>
Lahser WS btw Pickford & 70 S/O Pickford	08/16/2019
"No Standing (Symbol)"	
Lahser WS btw 173 S/O Margareta & Roxford	08/19/2019
"No Standing (Symbol)"	
Central ES btw Westfield to 534	08/22/2019
N/O Westfield	
"No Parking (Symbol)"	
Central ES btw 534 N/O Westfield to Chicago	08/22/2019
"No Standing (Symbol)"	
Central ES btw Joy & Dover	08/22/2019
"No Standing (Symbol)"	
Hubbell WS btw Chalfonte & Eaton	08/30/2019
"No Standing (Symbol)"	
Hubbell WS btw Fenkell & Chalfonte	09/05/2019
"No Standing (Symbol)"	
Chalfonte NS btw 132 & 251 W/O Hubbell	09/10/2019
"No Standing except Coaches"	
Central ES btw 502 N/O Dover to 930	08/22/2019
N/O Dover	
"No Parking (Symbol)"	

PARKING REGULATION SIGNS**DATE DIS-
CONTINUED**

Chalfonte NS btw 25 & W/O Hubbell & Coyle "No Parking 7AM-6PM"	09/10/2019
Paul NS btw 83 & 233 W/O Auburn "No Parking School Days 8AM-4PM"	08/20/2019
Central ES btw Dover to 502 N/O Dover & btw 740 N/O Dover to Westfield "No Parking 7AM-6PM"	08/22/2019
Van Dyke btw Nuernberg & Tumey "No Standing 4PM-6PM MON THRU FRI"	09/04/2019
Van Dyke ES btw Tumey & McNichols "No Standing 4PM-6PM MON THRU FRI"	09/09/2019

TRAFFIC CONTROL SIGNS**DATE DIS-
CONTINUED**

None

TURN CONTROL SIGNS**DATE DIS-
CONTINUED**

None

STOP SIGNS**DATE DIS-
CONTINUED**

None

YIELD SIGNS**DATE DIS-
CONTINUED**

None

ONE WAY SIGNS

DATE DIS-
CONTINUED

None

SPEED LIMIT SIGNS

DATE DIS-
CONTINUED

None



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
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October 3, 2019

Honorable City Council:

RE: Petition No. 1772 – Capital Park Partnership, request for encroachment into Griswold Street Public right-of-way.

Petition No. 1772 – Capital Park Partnership, request for an encroachment with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide and Grand River Avenue, 60 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for an outdoor seating area at 1249 Griswold Street.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW, and Traffic Engineering Division – DPW (TED). TED has conditions that are a part of the resolution.

The Downtown Detroit Partnership has reviewed the proposed sidewalk café and supports the 18-foot café encroachment with a 20-foot emergency access lane.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW
JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Capital Park Partnership or their assigns to install and maintain encroachments with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide, and Grand River Avenue, 60 feet wide, and being land in the City of Detroit, Wayne County, Michigan: Griswold Street, 60 feet wide, adjoining Lot 60 & Lot 61 "Plan of Section numbered Eight in the territory of Michigan confirmed unanimously by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board" as recorded in Liber 34, Page 543 of Deeds, Wayne County Records. Encroachments are further described as follows: Outdoor café seating area including barriers, planters, etcetera being 18 feet wide and 121.54 feet in length along Griswold Street lying east of the east line of said Lot 60 & Lot 61.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that a minimum of 6.0 feet wide clear and unobstructed sidewalk shall be maintained for pedestrian traffic in front of the outdoor seating area at all times; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that the petitioner maintain the DWSD required clearance of 18 feet above grade for maintenance access and repair, and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Capital Park Partnership or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Capital Park Partnership or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Capital Park Partnership or their assigns. Should damages to utilities occur Capital Park Partnership or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that the area being used as an Outdoor Café shall meet the general requirements set by the “Outdoor Café Guidelines” as adopted by the City Council and guided by Section 50-2-20 (aka code 1964 § 58-2-8.1) of the City Code; and further

PROVIDED, that the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over the outdoor café process; and further

PROVIDED, that said activities are conducted under the rules and regulations of the Department of Public Works and the supervision of the Police Department; and further

PROVIDED, that this use-permit shall be for a period of one year, after receiving approval of City Council, and may be renewable thereafter on an annual basis; and further

PROVIDED, that Capital Park Partnership or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Capital Park Partnership or their assigns of the terms thereof. Further, Capital Park Partnership or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

PROVIDED, that the petitioner is responsible to obtain approval of the Michigan Liquor Control Commission, if necessary and approval from the Detroit Police Liquor License Bureau if serving liquor; and further

PROVIDED, that the designated outdoor seating area shall be identified through the use of railings or other physical barrier in order to regulate the serving of liquor within the perimeter of the café; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Capital Park Partnership, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Capital Park Partnership acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the use of Griswold Street (60 feet wide) adjacent to lots 57 through 62 of the Plat of Section 8 of Governors and Judges Liber 34, Page 543 Wayne County Records be restricted to pedestrian and emergency vehicles only. Loading zones and all other business related traffic must be redirected to the alley to gain ingress/egress; and be it further

PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

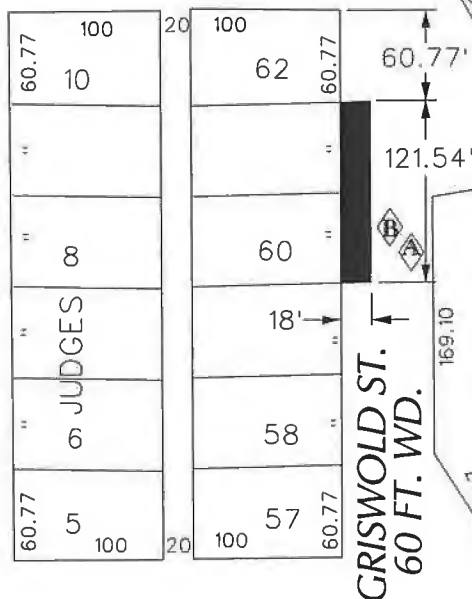
PETITION NO. 1772
 CAPITAL PARK PARTNERSHIP
 C/O GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O MATT WOJCIECHOWSKI
 PHONE NO. 313 962-4442

"REVISED"

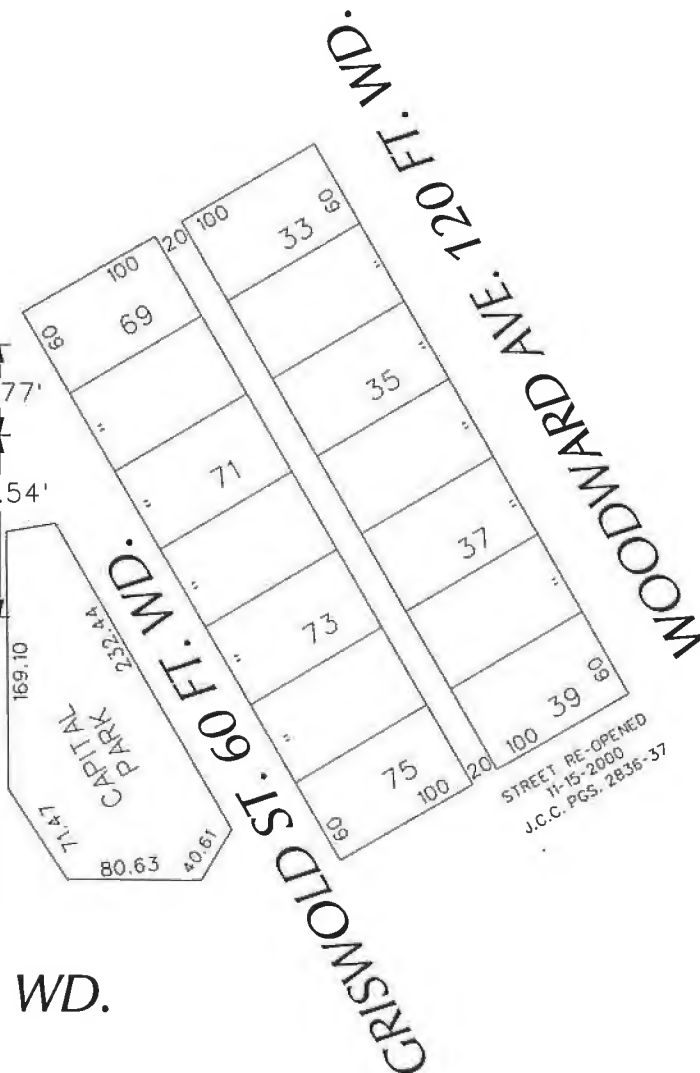


WASHINGTON BLVD. 195 FT. WD.

GD. RIVER AVE.
 60 FT. WD.



GRISWOLD ST.
 60 FT. WD.



STREET RE-OPENED
 11-15-2000
 J.C.C. PGS. 2836-37

STATE ST. 69 FT. WD.



- REQUEST ENCROACHMENT

(FOR OFFICE USE ONLY)

CARTO 28 B

B	REDUCING THE WIDTH OF THE ENCROACHMENT FROM 30' TO 18'	WLW	KSM	KSM	10/22/18
A	REDUCING THE WIDTH OF THE ENCROACHMENT FROM 40' TO 30'	WLW	KSM	KSM	9/13/18
REVISIONS					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
DRAWN BY	WLW		CHECKED	KSM	
DATE	01-30-18		APPROVED		

REQUEST ENCROACHMENT
 INTO GRISWOLD
 AT 1249 GRISWOLD

CITY OF DETROIT
 CITY ENGINEERING DEPARTMENT
 SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X 1772



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

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October 03, 2019

Honorable City Council:

RE: Petition No. 526 – Bedrock Management Services, LLC, request for encroachment into Griswold Street Public right-of-way.

Petition No. 526 – Bedrock Management Services, LLC, request for an encroachment with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide and Grand River Avenue, 60 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for an outdoor seating area at 1215 Griswold Street.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW, and Traffic Engineering Division – DPW (TED). TED has conditions that are a part of the resolution.

The Downtown Detroit Partnership has reviewed the proposed sidewalk café and supports the 18-foot café encroachment with a 20-foot emergency access lane.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW
JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Bedrock Management Services, LLC or their assigns to install and maintain encroachments with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide, and Grand River Avenue, 60 feet wide, and being land in the City of Detroit, Wayne County, Michigan: Griswold Street adjoining part of Lot 58 “Plan of Section numbered Eight in the territory of Michigan confirmed unanimously by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board” as recorded in Liber 34, Page 543 of Deeds, Wayne County Records. Encroachments are further described as follows: Outdoor café seating area including barriers, planters, etcetera being 18 feet wide and 49.9 feet in length along Griswold Street lying east of the east line of said Lot 58 beginning 72.0 feet north of State Street, 60 feet wide, and extending north 49.9 feet.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that a minimum of 6.0 feet wide clear and unobstructed sidewalk shall be maintained for pedestrian traffic in front of the outdoor seating area at all times; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD’s facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD’s facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that the petitioner maintain the DWSD required clearance of 18 feet above grade for maintenance access and repair, and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours’ notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Bedrock Management Services, LLC or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Bedrock Management Services, LLC or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Bedrock Management Services, LLC or their assigns. Should damages to utilities occur Bedrock Management Services, LLC or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that the area being used as an Outdoor Café shall meet the general requirements set by the “Outdoor Café Guidelines” as adopted by the City Council and guided by Section 50-2-20 (aka code 1964 § 58-2-8.1) of the City Code; and further

PROVIDED, that the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over the outdoor café process; and further

PROVIDED, that said activities are conducted under the rules and regulations of the Department of Public Works and the supervision of the Police Department; and further

PROVIDED, that the sale of food or soft drinks is held under the direction and inspection of the Detroit City Health Department; and further

PROVIDED, that the “permittee” remit the required annual fee(s) to Department of Public Works – City Engineering Division for issuance of a use-permit and confirm license of the establishment in compliance with City Code; and further

PROVIDED, that this use-permit shall be for a period of one year, after receiving approval of City Council, and may be renewable thereafter on an annual basis; and further

PROVIDED, that Bedrock Management Services, LLC or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Bedrock Management Services, LLC or their assigns of the terms thereof. Further, Bedrock Management Services, LLC or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

PROVIDED, that the petitioner is responsible to obtain approval of the Michigan Liquor Control Commission, if necessary and approval from the Detroit Police Liquor License Bureau if serving liquor; and further

PROVIDED, that the designated outdoor seating area shall be identified through the use of railings or other physical barrier in order to regulate the serving of liquor within the perimeter of the café; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Bedrock Management Services, LLC, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Bedrock Management Services, LLC acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the use of Griswold Street (60 feet wide) adjacent to lots 57 through 62 of the Plat of Section 8 of Governors and Judges Liber 34, Page 543 Wayne County Records be restricted to pedestrian and emergency vehicles only. Loading zones and all other business related traffic must be redirected to the alley to gain ingress/egress; and be it further

PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 526
 BEDROCK MANAGEMENT SERVICES, LLC
 C/O GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O MICHAEL MARKS P.E.
 PHONE NO. 313 962-4442



STREET RE-OPENED
 11-15-2000
 J.C.C. PGS. 2836-37



- REQUEST ENCROACHMENT
 (With Outdoor Cafe Seating)

(FOR OFFICE USE ONLY)

CARTO 28 B

B					
A					
DESCRIPTION					
REVISIONS					
DRAWN BY	WLW	CHECKED	KSM		
DATE	10-25-18	APPROVED			

REQUEST ENCROACHMENT
 INTO GRISWOLD
 AT 1215 GRISWOLD
 (With Outdoor Cafe Seating)

CITY OF DETROIT	
CITY ENGINEERING DIVISION	
SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 526



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

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September 26, 2019

Honorable City Council:

RE: Petition No. 866 – Yamasaki & ICONIC – 511, LLC, request for Façade Easement & Patio Permit.

Petition No. 866 – Yamasaki & ICONIC – 511, LLC, request for encroachments with outdoor seating, tree planters, architectural screen façade, trench drain, trellis, cable railing, pavers, and umbrellas. The encroachments are on the west side of Woodward Avenue, 190 feet wide, between Larned Street, 60 feet wide, and Congress Street, 60 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for enhancement and redevelopment of the building and existing plaza on Woodward Avenue.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW.

Detroit Water and Sewerage Department (DWSD) has not responded to date, but provided the DWSD encroachment provisions are followed, DWSD interests will be protected. The standard DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

JMK/SW
Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Yamasaki & ICONIC – 511, LLC or their assigns to install and maintain encroachments with a patio area with non-standard paving, tree planters, trench drain, trellis, cable railing, umbrellas, etcetera; also with an architectural screen façade. The encroachments are on the west side of Woodward Avenue, 190 feet wide, between Larned Street, 60 feet wide, and Congress Street, 75 feet wide. Encroachments are further described as follows:

- 1) Patio area with non-standard paving , outdoor seating, trees, trench drain, trellis, cable railing, umbrellas on land situated in the County of Wayne, City of Detroit, State of Michigan, described as follows: the westerly 23 feet of Woodward Avenue (190 feet wide) right-of-way lying between Larned Street (60 feet wide) and Congress Street (75 feet wide) being part of lots 58 through 62, all inclusive, of “Governor and Judges plan of Section 2” according to the plat thereof as recorded in Liber 34 of deeds, page 549, Wayne County Records.
- 2) Architectural elements with screen façade on land situated in the County of Wayne, City of Detroit, State of Michigan, described as follows: the westerly 3.5 feet of Woodward Avenue (190 feet wide) right-of-way lying between Larned Street (60 feet wide) and Congress Street (75 feet wide) being part of lots 58 through 62, all inclusive, of “Governor and Judges plan of Section 2” according to the plat thereof as recorded in Liber 34 of deeds, page 549, Wayne County Records, with an elevation of 8 feet above grade and extending to the building height.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD’s facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD’s facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours’ notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Yamasaki & ICONIC – 511, LLC or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Yamasaki & ICONIC – 511, LLC or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Yamasaki & ICONIC – 511, LLC or their assigns. Should damages to utilities occur Yamasaki & ICONIC – 511, LLC or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that Yamasaki & ICONIC – 511, LLC or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Yamasaki & ICONIC – 511, LLC or their assigns of the terms thereof. Further, Yamasaki & ICONIC – 511, LLC or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Yamasaki & ICONIC – 511, LLC, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Yamasaki & ICONIC – 511, LLC acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

CONGRESS ST. 60 FT.WD.

50	"	"	50	70
103		101		80
80				99
20	EASEMENT			20
	11-16-94 J.C.C. Pgs. 2428-29			
30	6	50	50	51
50	2	50	50	70
20				00

WOODWARD AVE. 190 FT. WD.

LARNED ST. 60 FT.WD.



(FOR OFFICE USE ONLY)

39'

23'

58

60

62

WOODWARD AVE. 190 FT. WD.

CURB

LARNED ST. 60 FT.WD.

CARTO 28 E

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY SA		CHECKED KSM			
DATE 08-29-19		APPROVED			

REQUEST ENCROACHMENT
INTO WOODWARD AVE.
AT 511 WOODWARD AVE.

CITY OF DETROIT
CITY ENGINEERING DIVISION
SURVEY BUREAU

JOB NO. 01-01

DRWG. NO. X 866



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

78

October 1, 2019

Honorable City Council:

RE: Petition No. 527 – Paul Hagopian, request for encroachment into Griswold Street Public right-of-way.

Petition No. 527 – Paul Hagopian, request for an encroachment with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide and Grand River Avenue, 60 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for an outdoor seating area at 1211 Griswold Street.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW, and Traffic Engineering Division – DPW (TED). TED has conditions that are a part of the resolution.

The Downtown Detroit Partnership has reviewed the proposed sidewalk café and supports the 18-foot café encroachment with a 20-foot emergency access lane.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW
JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Paul Hagopian or his assigns to install and maintain encroachments with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide, and Grand River Avenue, 60 feet wide, and being land in the City of Detroit, Wayne County, Michigan: Griswold Street, 60 feet wide, adjoining part of Lot 58 & part of Lot 57 "Plan of Section numbered Eight in the territory of Michigan confirmed unanimously by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board" as recorded in Liber 34, Page 543 of Deeds, Wayne County Records. Encroachments are further described as follows: Outdoor café seating area including barriers, planters, etcetera being 18 feet wide and 23.7 feet in length along Griswold Street lying east of the east line of part of Lot 58 & part of Lot 57 beginning 48.3 feet north of State Street, 60 feet wide, and extending north 23.7 feet.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that a minimum of 6.0 feet wide clear and unobstructed sidewalk shall be maintained for pedestrian traffic in front of the outdoor seating area at all times; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that the petitioner maintain the DWSD required clearance of 18 feet above grade for maintenance access and repair, and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Paul Hagopian or his assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under his rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Paul Hagopian or his assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate his existing utility facilities located in close proximity to the encroachments shall be borne by Paul Hagopian or his assigns. Should damages to utilities occur Paul Hagopian or his assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that the area being used as an Outdoor Café shall meet the general requirements set by the “Outdoor Café Guidelines” as adopted by the City Council and guided by Section 50-2-20 (aka code 1964 § 58-2-8.1) of the City Code; and further

PROVIDED, that the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over the outdoor café process; and further

PROVIDED, that said activities are conducted under the rules and regulations of the Department of Public Works and the supervision of the Police Department; and further

PROVIDED, that the sale of food or soft drinks is held under the direction and inspection of the Detroit City Health Department; and further

PROVIDED, that the “permitee” remit the required annual fee(s) to Department of Public Works – City Engineering Division for issuance of a use-permit and confirm license of the establishment in compliance with City Code; and further

PROVIDED, that this use-permit shall be for a period of one year, after receiving approval of City Council, and may be renewable thereafter on an annual basis; and further

PROVIDED, that Paul Hagopian or his assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Paul Hagopian or his assigns of the terms thereof. Further, Paul Hagopian or his assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permitee”; and further

PROVIDED, that the petitioner is responsible to obtain approval of the Michigan Liquor Control Commission, if necessary and approval from the Detroit Police Liquor License Bureau if serving liquor; and further

PROVIDED, that the designated outdoor seating area shall be identified through the use of railings or other physical barrier in order to regulate the serving of liquor within the perimeter of the café; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Paul Hagopian, or his assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Paul Hagopian acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the use of Griswold Street (60 feet wide) adjacent to lots 57 through 62 of the Plat of Section 8 of Governors and Judges Liber 34, Page 543 Wayne County Records be restricted to pedestrian and emergency vehicles only. Loading zones and all other business related traffic must be redirected to the alley to gain ingress/egress; and be it further

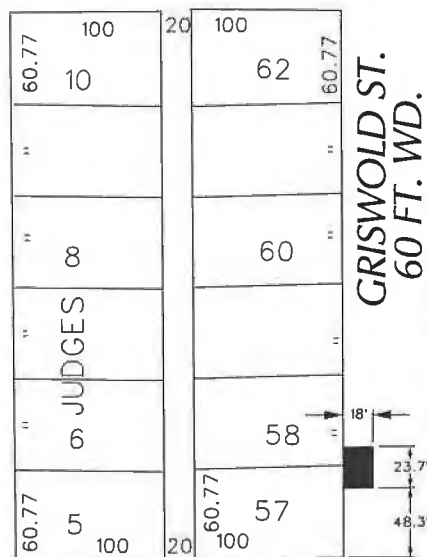
PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 527
 PAUL HAGOPIAN
 C/O GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O MICHAEL MARKS P.E.
 PHONE NO. 313 962-4442



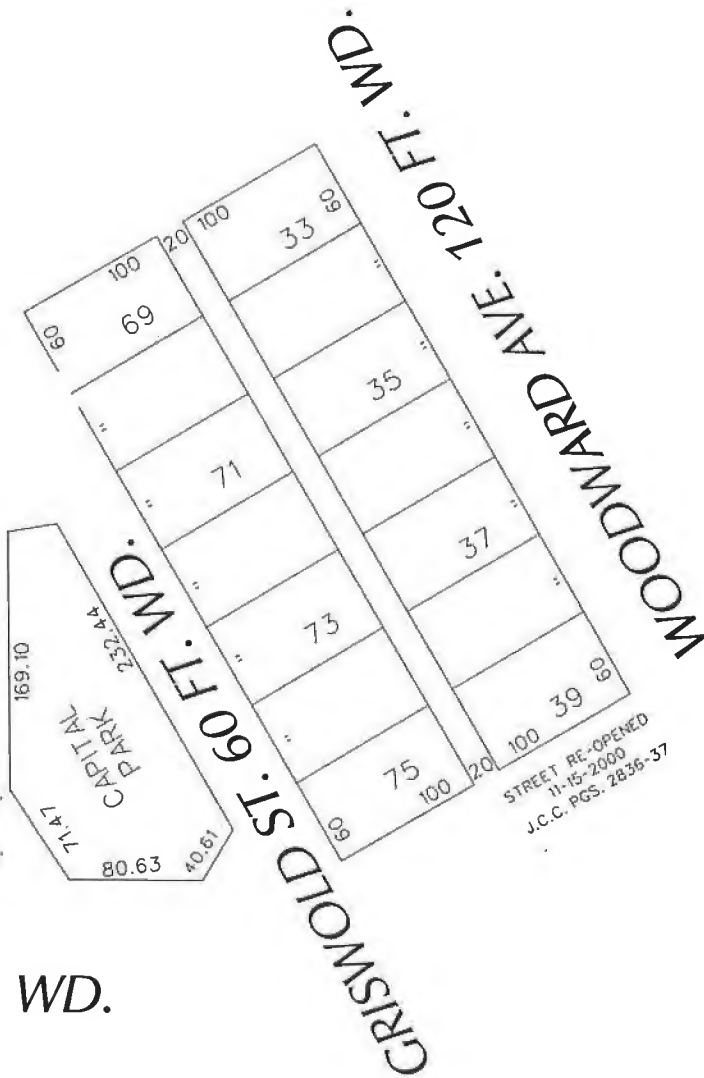
WASHINGTON BLVD. 195 FT. WD.

GD. RIVER AVE.
 60 FT. WD.



GRISWOLD ST.
 60 FT. WD.

STATE ST. 69 FT. WD.



STREET RE-OPENED
 11-15-2000
 J.C.C. PGS. 2836-37



- REQUEST ENCROACHMENT
 (With Outdoor Cafe Seating)

(FOR OFFICE USE ONLY)

CARTO 28 B

B					
A					
DESCRIPTION		DRWN	CHKD	APPD	DATE
REVISIONS					
DRAWN BY		CHECKED			
WLW		KSM			
DATE		APPROVED			
10-24-18					

REQUEST ENCROACHMENT
 INTO GRISWOLD
 AT 1211 GRISWOLD
 (With Outdoor Cafe Seating)

CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 527



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

79

October 3, 2019

Honorable City Council:

RE: Petition No. 1502 – Downtown Detroit Partnership, request for Right of Way Encroachment on property located at Woodward, Fort Street, and Larned in order to conduct a streetscape improvement project in Downtown Detroit.

Petition No. 1502 – Downtown Detroit Partnership, request for encroachments with streetscape improvements. The encroachments are on the median of Woodward Avenue, 190 feet wide, between Larned Street, 60 feet wide, and Fort Street, 100 feet wide (Campus Martius).

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request has been made to enhance and beautify the two traffic medians on Woodward Avenue. The streetscape improvements were constructed in 2017 in concert with the opening of the QLINE.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW. The Detroit Police Department objected to the change because of the turnabout. The request was approved by the Traffic Engineering Division – DPW.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW
JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Downtown Detroit Partnership or their assigns to install and maintain encroachments with streetscape improvements including: plants, pedestrian pathways, non-standard paving materials, furnishings such as benches, swings, moveable chairs and tables, and public art such as archways and artistic seating objects. The improvements also include an irrigation system and underground electrical system. The encroachments are on the median of Woodward Avenue, 190 feet wide, between Larned Street, 60 feet wide, and Fort Street, 100 feet wide (Campus Martius). Encroachments are further described as follows: land in the City of Detroit, Wayne County, Michigan being part of Woodward Avenue, 190 feet wide lying westerly of Lots 53 through 62, both inclusive, "Plan of Section numbered One in the territory of Michigan confirmed by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board" as recorded in Liber 34, Page 550 of Deeds, Wayne County Records; said encroachments all on two median islands, with island one between Larned Street, 60 feet wide, and Congress Street, 60 feet and 75 feet wide, also island two between Congress Street, 60 feet and 75 feet wide, and Fort Street, 100 feet wide (Campus Martius) including the turnabout lane at the north end of island two at Campus Martius; excepting the crosswalk area at north side of Larned Street crossing Woodward Avenue being the south 20.33 feet, more or less, of island one, also excepting the crosswalk area at south side of Congress street crossing Woodward Avenue being the north 23.58 feet, more or less, of island one, also excepting the crosswalk area at north side of Congress street crossing Woodward Avenue being the south 17.50 feet, more or less, of island two.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Downtown Detroit Partnership or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Downtown Detroit Partnership or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Downtown Detroit Partnership or their assigns. Should damages to utilities occur Downtown Detroit Partnership or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that Downtown Detroit Partnership or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Downtown Detroit Partnership or their assigns of the terms thereof. Further, Downtown Detroit Partnership or their assigns shall agree to pay all claims, damages or

expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Downtown Detroit Partnership, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Downtown Detroit Partnership acquires no implied or other privileges hereunder not expressly stated herein; and further

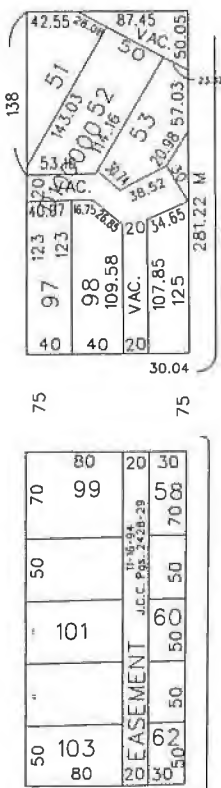
PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 1502
 DOWNTOWN DETROIT PARTNERSHIP
 ONE CAMPUS MARTIUS, SUITE 380
 DETROIT, MICHIGAN 48226
 C/O ERIC B. LARSON
 PHONE NO. 313 566-8250



GRISWOLD ST. VARIOUS WIDTHS





CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

80

September 30, 2019

Honorable City Council:

**RE: Petition No. 525 – 1227 Griswold LLC, request for encroachment into Griswold Street
Public right-of-way.**

Petition No. 525 – 1227 Griswold LLC, request for an encroachment with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide and Grand River Avenue, 60 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for an outdoor seating area at 1227 Griswold Street.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW, and Traffic Engineering Division – DPW (TED). TED has conditions that are a part of the resolution.

The Downtown Detroit Partnership has reviewed the proposed sidewalk café and supports the 18-foot café encroachment with a 20-foot emergency access lane.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW
JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to 1227 Griswold LLC or their assigns to install and maintain encroachments with sidewalk café on the west side of Griswold Street, 60 feet wide, between State Street, 60 feet wide, and Grand River Avenue, 60 feet wide, and being land in the City of Detroit, Wayne County, Michigan: Griswold Street adjoining Lot 59 “Plan of Section numbered Eight in the territory of Michigan confirmed unanimously by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board” as recorded in Liber 34, Page 543 of Deeds, Wayne County Records. Encroachments are further described as follows: Outdoor café seating area including barriers, planters, etcetera being 18 feet wide and 60.77 feet in length along Griswold Street lying east of the east line of said Lot 59.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that a minimum of 6.0 feet wide clear and unobstructed sidewalk shall be maintained for pedestrian traffic in front of the outdoor seating area at all times; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD’s facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD’s facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that the petitioner maintain the DWSD required clearance of 18 feet above grade for maintenance access and repair, and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours’ notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, 1227 Griswold LLC or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by 1227 Griswold LLC or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by 1227 Griswold LLC or their assigns. Should damages to utilities occur 1227 Griswold LLC or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that the area being used as an Outdoor Café shall meet the general requirements set by the “Outdoor Café Guidelines” as adopted by the City Council and guided by Section 50-2-20 (aka code 1964 § 58-2-8.1) of the City Code; and further

PROVIDED, that the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over the outdoor café process; and further

PROVIDED, that said activities are conducted under the rules and regulations of the Department of Public Works and the supervision of the Police Department; and further

PROVIDED, that the sale of food or soft drinks is held under the direction and inspection of the Detroit City Health Department; and further

PROVIDED, that the “permittee” remit the required annual fee(s) to Department of Public Works – City Engineering Division for issuance of a use-permit and confirm license of the establishment in compliance with City Code; and further

PROVIDED, that this use-permit shall be for a period of one year, after receiving approval of City Council, and may be renewable thereafter on an annual basis; and further

PROVIDED, that 1227 Griswold LLC or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of 1227 Griswold LLC or their assigns of the terms thereof. Further, 1227 Griswold LLC or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

PROVIDED, that the petitioner is responsible to obtain approval of the Michigan Liquor Control Commission, if necessary and approval from the Detroit Police Liquor License Bureau if serving liquor; and further

PROVIDED, that the designated outdoor seating area shall be identified through the use of railings or other physical barrier in order to regulate the serving of liquor within the perimeter of the café; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by 1227 Griswold LLC, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and 1227 Griswold LLC acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that 1227 Griswold LLC agrees to install a gate or other means of deterrent along the east boundary of the lot 59 Plat of Sec 8 of Governor & Judges Liber 34, Page 543 Wayne County Records, commonly known as 1227 Griswold. This deterrent will act to prevent motor vehicles from accessing Griswold Street and redirecting ingress/egress to the alley.

PROVIDED, that 1227 Griswold LLC agrees to install a fence or other means of deterrent along the east boundary of lot 59 of the Plat of Section 8 of Governors and Judges Liber 34, Page 543 Wayne County Records, commonly known as 1227 Griswold Street. Said deterrent will act to prevent vehicles from accessing the property from Griswold Street and redirecting ingress/egress to the alley; and be it further

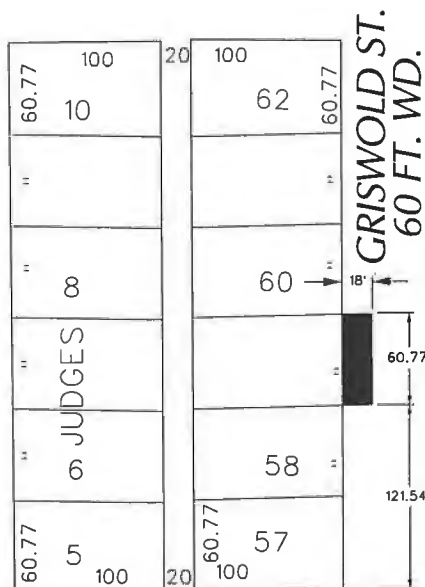
PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 525
 1227 GRISWOLD LLC
 C/O GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O MICHAEL MARKS P.E.
 PHONE NO. 313 962-4442

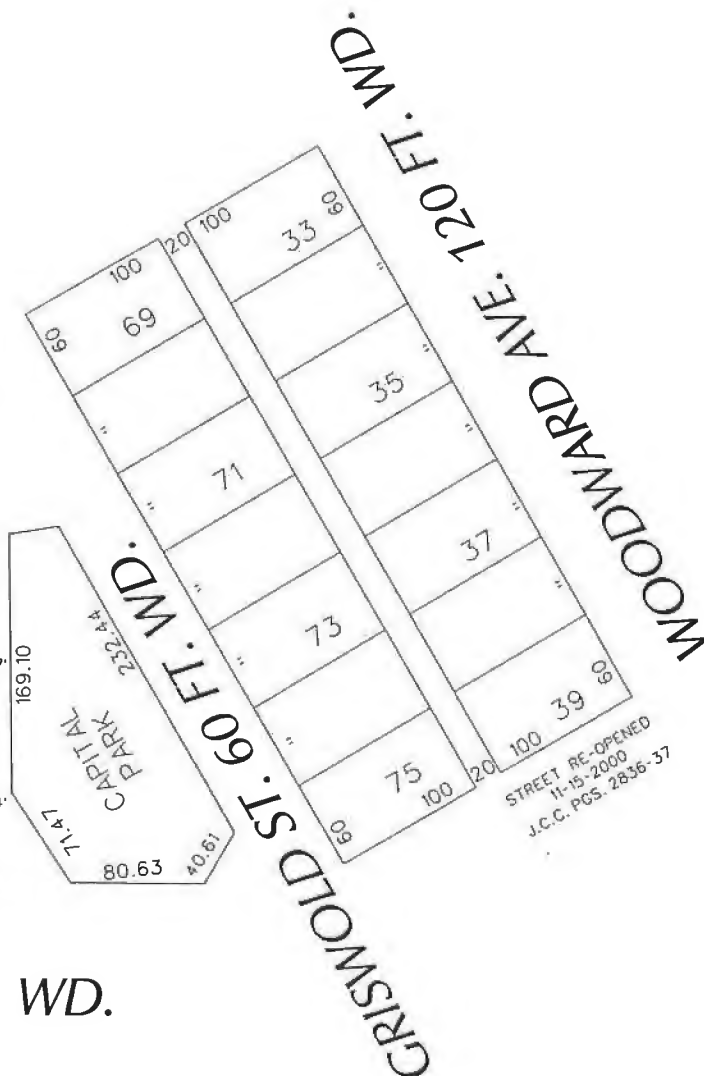


WASHINGTON BLVD. 195 FT. WD.

GD. RIVER AVE.
 60 FT. WD.



GRISWOLD ST.
 60 FT. WD.



STATE ST. 69 FT. WD.



- REQUEST ENCROACHMENT
 (With Outdoor Cafe Seating)

(FOR OFFICE USE ONLY)

CARTO 28 B

B					
A					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
REVISIONS					
DRAWN BY	WLW	CHECKED	KSM		
DATE	10-25-18	APPROVED			

REQUEST ENCROACHMENT
 INTO GRISWOLD
 AT 1227 GRISWOLD
 (With Outdoor Cafe Seating)

CITY OF DETROIT CITY ENGINEERING DIVISION SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 525



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

81

October 4, 2019

Honorable City Council:

RE: Petition No. 1358 – Giffels Webster, request for encroachment into Woodward Avenue and corresponding public alley in the area of Woodward Avenue, Clifford Street, Washington Blvd, and Park Avenue.

Petition No. 1358 – Giffels Webster on behalf of Bedrock Real Estate Services, LLC, request for an encroachment with sidewalk café, existing areaway (basement) below the alley, and canopy above grade on the west side of Woodward Avenue, 120 feet wide, between Clifford Avenue, 60 feet wide, and Park Avenue, 60 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made for an outdoor seating area and to transfer responsibility for the existing basement under the alley. Bedrock Real Estate Services, LLC, is redeveloping the building at 1515-1525 Woodward Avenue.

The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW, and Traffic Engineering Division – DPW (TED). TED has conditions that are a part of the resolution. Planning and Development Department has conditions that are a part of the resolution.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,

Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER _____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Bedrock Real Estate Services, LLC or their assigns to install and maintain encroachments with sidewalk café, existing areaway (basement) below the alley, and canopy above grade on the west side of Woodward Avenue, 120 feet wide, between Clifford Avenue, 60 feet wide, and Park Avenue, 60 feet wide, and being land in the City of Detroit, Wayne County, Michigan: Woodward Avenue adjoining Lot 25 and Lot 26 “Plan of Section numbered Eight of the City of Detroit, in the territory of Michigan confirmed by the Governor and Judges on the 27th day of April, 1807 and ordered to be a record and to be signed by the Governor and attested by the Secretary of the Board” as recorded in Liber 34, Page 543 of Deeds, Wayne County Records. Encroachments are further described as follows:

- 1) Outdoor café seating area including barriers, planters, etcetera being 8.0 feet wide and 120.14 feet in length along Woodward Avenue and lying east of and adjoining the east line of the said Lot 25 and Lot 26.
- 2) Areaways (Basements below alley grade) being 6.0 feet wide and 10.8 feet in length along the alley and lying west of and adjoining the west line of the North 10.8 feet of said Lot 26.
- 3) Architectural canopy extending 8.0 feet into the right-of-way and lying east of and adjoining the east line of the said Lot 25 and Lot 26.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that a minimum of 6.0 feet wide clear and unobstructed sidewalk shall be maintained for pedestrian traffic in front of the outdoor seating area at all times. The petitioner shall be responsible to seek approval from impacted stakeholders for the outdoor café seating. The petitioner is required to provide details of the layout of awnings and outdoor café seating for review and approval by Traffic Engineering Division prior to installation; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that the Seasonal Outdoor Café, Certificate of Appropriateness and Downtown Overlay District Design Review will all require Planning & Development Department staff review, and be it further

PROVIDED, that the proposed use does not hinder or impede the operation, maintenance or replacement of DTE Gas Company facilities, and be it further

PROVIDED, that the remaining sidewalk width meets minimum ADA requirements and all City standards and policies are met; and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD’s facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access

to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, Bedrock Real Estate Services, LLC or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Bedrock Real Estate Services, LLC or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Bedrock Real Estate Services, LLC or their assigns. Should damages to utilities occur Bedrock Real Estate Services, LLC or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that the area being used as an Outdoor Café shall meet the general requirements set by the "Outdoor Café Guidelines" as adopted by the City Council and guided by Section 43-8-23 (aka code 1964 § 58-2-8.1; code 1984, § 50-2-20) of the City Code; and further

PROVIDED, that the petitioner obtains all necessary licenses and permits every year from Departments having jurisdiction over the outdoor café process; and further

PROVIDED, that said activities are conducted under the rules and regulations of the Department of Public Works and the supervision of the Police Department; and further

PROVIDED, that the sale of food or soft drinks is held under the direction and inspection of the Detroit City Health Department; and further

PROVIDED, that the “permitee” remit the required annual fee(s) to Department of Public Works – City Engineering Division for issuance of a use-permit and confirm license of the establishment in compliance with City Code; and further

PROVIDED, that this use-permit shall be for a period of one year, after receiving approval of City Council, and may be renewable thereafter on an annual basis; and further

PROVIDED, that Bedrock Real Estate Services, LLC or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Bedrock Real Estate Services, LLC or their assigns of the terms thereof. Further, Bedrock Real Estate Services, LLC or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permitee”; and further

PROVIDED, that the petitioner is responsible to obtain approval of the Michigan Liquor Control Commission, if necessary and approval from the Detroit Police Liquor License Bureau if serving liquor; and further

PROVIDED, that the designated outdoor seating area shall be identified through the use of railings or other physical barrier in order to regulate the serving of liquor within the perimeter of the café; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Bedrock Real Estate Services, LLC, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Bedrock Real Estate Services, LLC acquires no implied or other privileges hereunder not expressly stated herein; and further

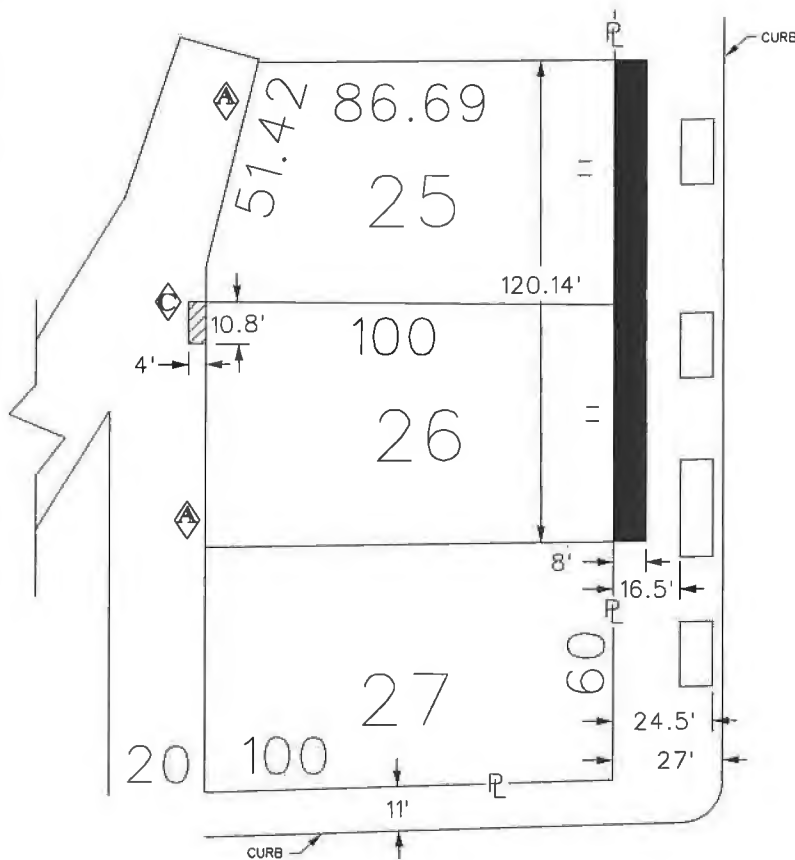
PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 1358
 GIFFELS WEBSTER
 28 W. ADAMS, SUITE 1200
 DETROIT, MICHIGAN 48226
 C/O DEIRDRE CLEIN
 PHONE NO. 313 962-4442



"REVISED"



WOODWARD AVE. 120 FT. WD.

CLIFFORD AVE. 60 FT. WD.



- REQUEST ENCROACHMENT
 (With Underground Vault and Mechanical Venting) ⬡



- REQUEST ENCROACHMENT
 (With Outdoor Seating and Canopies) ⬢

C	REVISION FROM BUREAU VAULT AND MECHANICAL VENTING	WLW	KSM	KSM	03/26/19
B	CHANGING FROM SEASONAL OUTDOOR SEATING TO OUTDOOR SEATING	WLW	KSM	KSM	03/13/19
A	REMOVING REQUEST ENCROACHMENT (With Canopies)	WLW	KSM	KSM	01/25/18
REVISIONS					
DESCRIPTION	DRWN	CHKD	APPD	DATE	
DRAWN BY	WLW	CHECKED	KSM		
DATE	01-25-17	APPROVED			

(FOR OFFICE USE ONLY)

CARTO 28 B

REQUEST ENCROACHMENT
 INTO WOODWARD
 AT 1515 - 1525 WOODWARD AVE.
 (With Outdoor Seating, Canopies,
 Underground Vault and Mechanical Venting)

CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 1358



CITY OF DETROIT
DEPARTMENT OF PUBLIC WORKS
CITY ENGINEERING DIVISION

COLEMAN A. YOUNG MUNICIPAL CENTER
2 WOODWARD AVE. SUITE 601
DETROIT, MICHIGAN 48226
PHONE: (313) 224-3949 • TTY: 711
FAX: (313) 224-3471
WWW.DETROITMI.GOV

82

October 4, 2019

Honorable City Council:

RE: Petition No. 1627 – Downtown Boxing Gym, request to vacate the public alley right-of-way bounded by E. Vernor, Meldrum, Beaufait, and 2484 Meldrum.

Petition No. 1627 – Downtown Boxing Gym, request to vacate the public alley right-of-way and amended to be an encroachment with underground pipes. The encroachments are in the north-south alley, 20 feet wide, in the block of East Vernor Highway, variable width, and Charlevoix Avenue, 60 feet wide, between Meldrum Avenue, 60 feet wide, and Beaufait Avenue, 70 feet wide.

The petition was referred to the City Engineering Division – DPW for investigation and report. This is our report.

The request is being made to connect wells for geothermal heating and cooling of the Downtown Boxing Gym Youth Program building located at 6445 E. Vernor Highway.

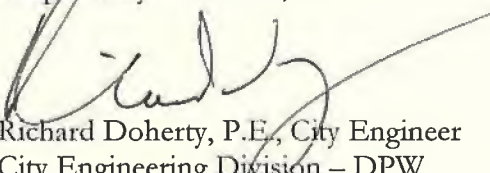
The request was approved by the Solid Waste Division – DPW, and City Engineering Division – DPW. The request was approved by the Traffic Engineering Division – DPW.

Detroit Water and Sewerage Department (DWSD) reports being involved, but they have no objection provided the DWSD encroachment provisions are followed. The DWSD provisions have been made a part of the resolution. DTE has reported involvement and provisions protecting DTE have been made a part of the resolution.

All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.

I am recommending adoption of the attached resolution.

Respectfully submitted,



Richard Doherty, P.E., City Engineer
City Engineering Division – DPW

JMK/SW

Cc: Ron Brundidge, Director, DPW
Mayor's Office – City Council Liaison

COUNCIL MEMBER_____

RESOLVED, that the Department of Public Works, City Engineering Division is hereby authorized and directed to issue permits to Downtown Boxing Gym or their assigns to install and maintain encroachments with underground pipes. The encroachments are in the north-south alley, 20 feet wide, in the block of East Vernor Highway, variable width, and Charlevoix Avenue, 60 feet wide, between Meldrum Avenue, 60 feet wide, and Beaufait Avenue, 70 feet wide. Encroachments are further described as follows: land in the City of Detroit, Wayne County, Michigan being part of north-south alley, 20 feet wide, lying westerly of and adjoining the westerly line of the South 2.5 feet of the North 26.0 feet of Lot 40 and lying easterly of and adjoining the easterly line of the South 2.5 feet of the North 26.0 feet of East line of Lot 39 of "Burlage's Subdivision of the North 2/3 of Out Lot 22, Meldrum Farm" as recorded in Liber 23, Page 31 of Plats, Wayne County Records. The encroachments are below grade and 2.5 feet wide and 20 feet in length.

PROVIDED, that if there is any cost for the removing and/or rerouting of any utility facilities, it shall be done at the expense of the petitioner and/or property owner; and be it further

PROVIDED, that access is maintained to all fire department connections, and be it further

PROVIDED, that by approval of this petition the Detroit Water and Sewerage Department (DWSD) does not waive any of its rights to its facilities located in the right-of-way, and at all times, DWSD, its agents or employees, shall have the right to enter upon the right-of-way to maintain, repair, alter, service, inspect, or install its facilities. All costs incident to the damaging, dismantling, demolishing, removal and replacement of structures or other improvements herein permitted and incurred in gaining access to DWSD's facilities for maintenance, repairing, alteration, servicing or inspection caused by the encroachment shall be borne by the petitioner. All costs associated with gaining access to DWSD's facilities, which could normally be expected had the petitioner not encroached into the right-of-way, shall be borne by DWSD; and be it further

PROVIDED, that the petitioner maintain a vertical clearance of 18 feet above grade from DWSD facilities for maintenance access and repair; and be it further

PROVIDED, that all construction performed under this petition shall not be commenced until after (5) days written notice to DWSD. Seventy-two (72) hours' notice shall also be provided in accordance with P.A. 53 1974, as amended, utilizing the MISS DIG one call system; and be it further

PROVIDED, that construction under this petition is subject to inspection and approval by DWSD forces. The cost of such inspection shall, at the discretion of DWSD, be borne by the petitioner; and be it further

PROVIDED, that if DWSD facilities located within the right-of-way shall break or be damaged as the result of any action on the part of the petitioner, then in such event the petitioner agrees to be liable for all costs incident to the repair, replacement or relocation of such broken or damaged DWSD facilities; and be it further

PROVIDED, that the petitioner shall hold DWSD harmless for any damages to the encroaching device constructed or installed under this petition which may be caused by the failure of DWSD's facilities; and be it further

PROVIDED, that the underground pipes are encased in concrete to protect them from inadvertent damage, and permanent monuments be installed at the intersection of the property line and the centerline of the installed pipes, and further

PROVIDED, that the Downtown Boxing Gym or their assigns provide as-built drawings of their installation and the relationship to other utility infrastructure to the Department of Public Works – City Engineering Division, and further

PROVIDED, Downtown Boxing Gym or their assigns shall apply to the Buildings and Safety Engineering Department for a building permit prior to any construction. Also, if it becomes necessary to open cut public streets, bore, jack, occupy or barricade city rights-of-way for maintenance of encroachments such work shall be according to detail permit application drawings submitted to the City Engineering Division – DPW prior to any public right-of-way construction; and further

PROVIDED, that the necessary permits shall be obtained from the City Engineering Division – DPW and the Buildings and Safety Engineering Department. The encroachments shall be constructed and maintained under their rules and regulations; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Downtown Boxing Gym or their assigns, and further

PROVIDED, that all costs incurred by privately owned utility companies and/or city departments to alter, adjust, and/or relocate their existing utility facilities located in close proximity to the encroachments shall be borne by Downtown Boxing Gym or their assigns. Should damages to utilities occur Downtown Boxing Gym or their assigns shall be liable for all incidental repair costs and waives all claims for damages to the encroaching installations; and further

PROVIDED, that no other rights in the public streets, alleys or other public place shall be considered waived by this permission which is granted expressly on the condition that said encroachments shall be removed at any time when so directed by the City Council, and the public property affected shall be restored to a condition satisfactory to the City Engineering Division – DPW; and further

PROVIDED, that Downtown Boxing Gym or their assigns shall file with the Department of Public Works – City Engineering Division an indemnity agreement in form approved by the Law Department. The agreement shall save and protect the City of Detroit from any and all claims, damages or expenses that may arise by reason of the issuance of the permits and the faithful or unfaithful performance of Downtown Boxing Gym or their assigns of the terms thereof. Further, Downtown Boxing Gym or their assigns shall agree to pay all claims, damages or expenses that may arise out of the use, repair and maintenance of the proposed encroachments; and further

PROVIDED, that filing of said indemnity agreement shall be construed as acceptance of this Resolution by the “permittee”; and further

PROVIDED, that all cost for the construction, maintenance, permits and use of the encroachments shall be borne by Downtown Detroit Partnership, or their assigns; and further

PROVIDED, that construction of the encroachments shall constitute acceptance of the terms and conditions as set forth in this resolution; and be it further

PROVIDED, this resolution or part thereof is revocable at the will, whim or caprice of the City Council, and Downtown Boxing Gym acquires no implied or other privileges hereunder not expressly stated herein; and further

PROVIDED, that the encroachment permits shall not be assigned or transferred without the written approval of the City Council; and be it further

PROVIDED, that the City Clerk shall within 30 days record a certified copy of this resolution with the Wayne County Register of Deeds.

PETITION NO. 1627
DOWNTOWN BOXING CLUB
6445 E. VERNOR HWY.
DETROIT, MICHIGAN 48207
C/O JESSICA HAUSER
PHONE NO. (248) 933-3358

"REVISION-B"

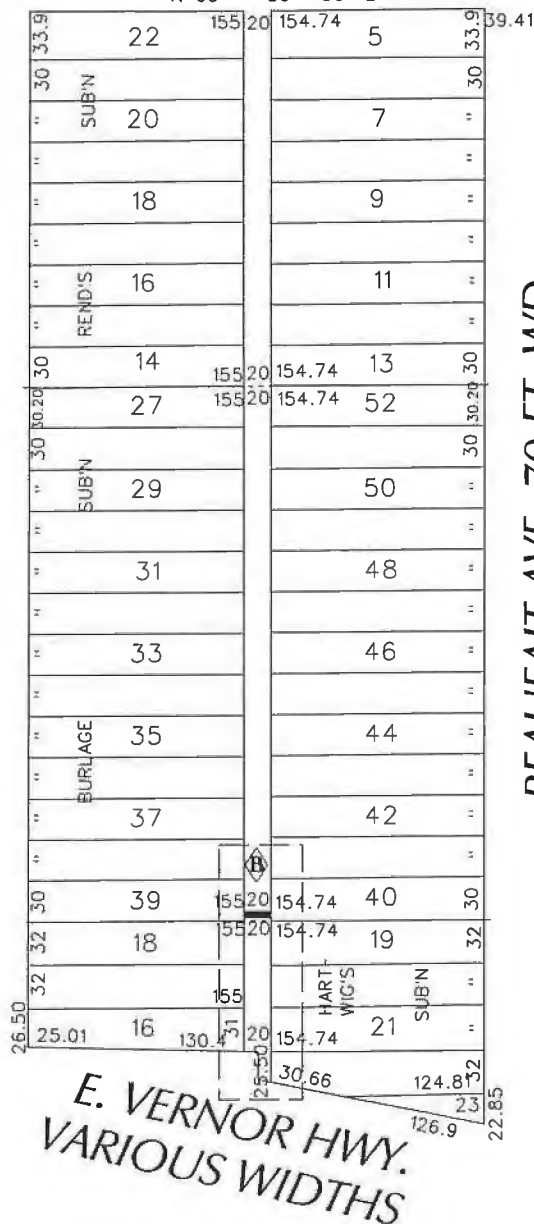


CHARLEVOIX AVE. 60 FT. WD.

N 63° - 56' - 30" E

MELDRUM AVE. 60 FT. WD.

BEAUFAT AVE. 70 FT. WD.



MELDRUM AVE. 60 FT. WD.

BEAUFAT AVE. 70 FT. WD.

E. VERNOR HWY.
VARIOUS WIDTHS

- REQUEST ENCROACHMENT

(FOR OFFICE USE ONLY)

CARTO 47 D

	SA	KSM	KSM	8/19/19
	WLW	KSM	KSM	8/20/18
DESCRIPTION	DRWN	CHKD	APPD	DATE
REVISIONS				
DRAWN BY	WLW	CHECKED	KSM	
DATE	07-21-17	APPROVED		

REQUEST ENCROACHMENT
INTO ALLY BETWEEN MELDRUM AVE.,
CHARLEVOIX AVE., BEAUFAT AVE.
AND E. VERNOR HWY.


CITY OF DETROIT CITY ENGINEERING DEPARTMENT SURVEY BUREAU	
JOB NO.	01-01
DRWG. NO.	X 1627

City of Detroit

CITY COUNCIL

RAQUEL CASTAÑEDA-LÓPEZ
COUNCIL MEMBER
DISTRICT 6

MEMORANDUM

TO: Council Member Janee Ayers
THRU: Council President Brenda Jones
FROM: Council Member Raquel Castañeda-López 
DATE: October 3, 2019
RE: Short Term Rental Suggested Amendments

Please consider the following amendments to the proposed Short Term Rental Ordinance (09/20/2019 draft):

1. **Pg. 4 lines 10-11.** For clarity, change the language as follows: "Remain *on the premises* means the host stays on the property at least between the hours of 10:00pm and 6:00am while it is utilized as a short term rental".
2. **Pg. 10 lines 6-7.** Remove limit on 10 guests in order to accommodate larger families.
3. **Pg. 11 lines 9-10.** Remove prohibition on overnight guests of guests.
4. **Pg. 5 lines 8-9.** Remove time limit for application submittal – replace with rolling application period
5. **Pg. 4 lines 21-23.** Remove principal residency requirement.
6. **Pg. 10 lines 8-10.** Change 90 day cap to 180 days.
7. **Pg. 6 lines 11-16.** Change spacing requirements as follows:
 - a. No spacing requirements for principal residency hosts
 - b. Spacing requirements for non-principal residency hosts based on density: maximum 25% of a street block but no more than 20 units total on any street block.

Please feel free to reach out to my office with questions at (313) 224-0220.

Cc: Honorable Detroit City Council
Stephanie Washington, City Council Liaison, Mayor Duggan's Office
City Clerk

CITY CLERK 2019 OCT 4 AM 11:35



City of Detroit

CITY COUNCIL

MARY SHEFFIELD
COUNCIL PRESIDENT PRO TEM MARY SHEFFIELD
DISTRICT 5

MEMORANDUM

TO: David Whitaker, Director
Legislative Policy Division

THRU: Council Member Scott Benson, Chair
Public Health & Safety Standing Committee

FROM: Council President Pro Tem Mary Sheffield *MS*

DATE: October 4, 2019

RE: Emergency Key Box Systems (KNOX BOX)

Per your correspondence dated September 10, 2019, regarding the feasibility of creating an ordinance to require an emergency key box system for senior buildings and other multifamily gated communities. The communication is to request that LPD draft an ordinance based on your report.

Should you have any questions please contact my office.

CC: Honorable Colleagues
CC: Honorable City Clerk, Janice Winfrey